

**To:** Pellegrini, Janet[pellegrini.janet@epa.gov]; Prichard, Gary[prichard.gary@epa.gov]  
**From:** Pierard, Kevin  
**Sent:** Mon 12/2/2013 3:21:02 PM  
**Subject:** Bennoc

Fyi

Tinka received a voice mail from Brian Hall last week regarding a call he got from an American Energy attorney. He said the attorney was asking why we were asking for data. I explained to Tinka that we were trying to gather as much data as possible as quickly as possible to provide the best possible information for our specific objection at the earliest possible date. I told her we had asked OEPA for the data and that they did not have it; asked DNR for data and got some but not all (told her this may simply be due to vacations/schedules of DNR staff); asked AEC verbally for the info – they asked us to put the request in writing – Janet sent an e mail request – Janet called to follow up on request – we did not get the data or a reply call from AEC; we sent a 308. I told Tinka this is readily available info the company provides per the SMCRA. Tinka was fine with all that, she will likely give Brian a call back.